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8 Attorneys for Plaintiff  
9 KEVIN HEUER

10 IN THE UNITED STATES DISTRICT COURT  
11  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

13 KEVIN HEUER,

14 Plaintiff,

15 v.

16 CITY AND COUNTY OF SAN  
17 FRANCISCO; MICHAEL HENNESSEY, in  
18 his Capacity as Sheriff of the City and County  
19 of San Francisco; and DOES 1-25 inclusive,  
20 Defendants.

Case No. C09-05331 CRB

21 **STIPULATION AND ~~PROPOSED~~**  
22 **ORDER TO CONTINUE TRIAL DATE**  
23 **AND ALL ATTENDANT DATES**

24 The parties to this action, by and through their attorneys of record hereby stipulate to  
25 continue the trial date and all attendant dates.

26 Trial of this action is currently set in this Court for February 14, 2011. The only other  
27 date currently on calendar is the February 8, 2011 pre-trial conference.

28 Good cause exists for the continuance for the following reasons:

The Department has issued a new examination and Sergeant Heuer participated in that  
examination and has been informed that he will be a candidate for promotional consideration  
under the new list. Since it remains possible that Sergeant Heuer will be promoted, reducing the  
damages, a continuance to a later date in 2011 would conserve court resources and convenience  
the parties and witnesses.

Parties request that the February 8, 2011 pre-trial conference be converted into a case  
management conference.

1           THEREFORE, the parties hereby request that the Court vacate the February 14, 2011  
2 trial date and order the parties to appear on February 8, 2011 for a case management conference.

3  
4  
5 **IT IS SO STIPULATED.**

6 Dated: December 10, 2010

SAN FRANCISCO CITY ATTORNEY

7  
8 By: \_\_\_\_\_

Dennis J. Herrera  
Elizabeth S. Salveson  
Lawrence Hecimovich  
Attorney for Defendant  
City and County of San Francisco

12 Dated: December \_\_, 2010

RAINS LUCIA STERN, PC

13  
14 By: \_\_\_\_\_

Harry S. Stern  
Attorney for Plaintiff  
Kevin Heuer

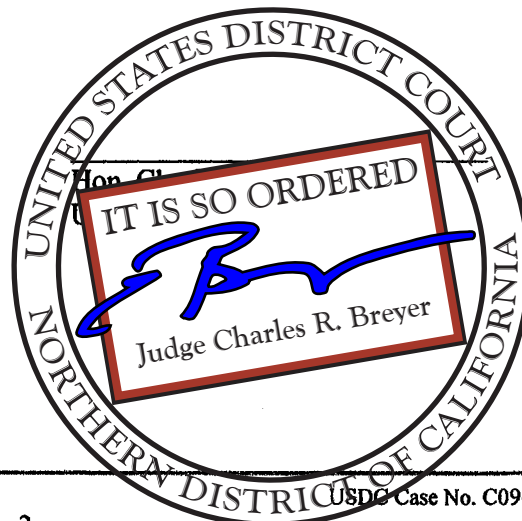
17 **ORDER**

18 **GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that:**

- 19       1. The Court hereby vacates the February 14, 2011 trial date;  
20       2. The Court hereby orders the Parties to appear on February 8, 2011 for a case  
21 management conference.

22 **IT IS SO ORDERED:**

23  
24 Dated: Dec. 10, 2010



Stipulation to Continue Trial Date

USDC Case No. C09-05331